

STATE OF OKLAHOMA }  
CLEVELAND COUNTY } S.S.  
**FILED** In The  
Office of the Court Clerk  
MAY 28 2010

IN THE DISTRICT COURT OF CLEVELAND COUNTY  
STATE OF OKLAHOMA

DENNIS C. CANNON and  
LINDA CANNON,

Plaintiffs,

vs.

CLEMENT INDUSTRIES, INC.

Defendants.

DOCKET \_\_\_\_\_ PAGE \_\_\_\_\_ RECORDED  
Rhonda Hall, Court Clerk  
DEPUTY

Case No.

CJ-10-1057 ✓

**PETITION**

Plaintiff states:


1. On or about June 20, 2001, a dump trailer manufactured and sold by the defendant fell while it was being unloaded, smashing down on the fifth wheel of the truck operated by Plaintiff Dennis Cannon and causing him injuries.
2. The trailer, and its components, warnings, and instructions, were unreasonably dangerous and defective beyond the contemplation of the ordinary users or consumers of such products; Defendant was negligent in manufacture and design of the product, including its warnings and instructions; and the product violated applicable warranties, including the implied warranty of fitness for purpose.
3. As a result, Plaintiff Dennis Cannon suffered personal injuries; has and will suffer pain of mind and body; has and will incur medical expense; and has and will be disabled and disfigured and his bodily functions

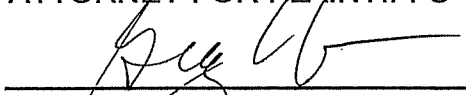
impaired.

4. As a further result, Plaintiff Linda Cannon has and will suffer loss of relationship, companionship, and support of her husband, due to his injuries.
5. This claim was previously filed as Case No. CJ-03-1073L, and was dismissed other than on the matters, without prejudice to re-filing, on May 29, 2009, so this filing is timely and is within the applicable Statutes of Limitations for such actions.

WHEREFORE, Plaintiff requests damages in excess of \$75,000.00, plus interest and costs of this action.

Respectfully submitted,

  
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